

OFFICIAL COPY

Fresno, California

February 23, 1999

The City Council met in joint session with the Redevelopment Agency at the hour of 8:39 a.m. in the Council Chamber, City Hall, on the day above written.

Present:	Tom Boyajian	Councilmember
	Garry Bredefeld	Councilmember
	Chris Mathys	Acting President (arrived later)
	Henry Perea	Councilmember
	Sal Quintero	Councilmember
	Dan Ronquillo	Councilmember
	Ken Steitz	President

Jeff Reid, City Manager  
Dan Fitzpatrick, Agency Executive Director  
Hilda Cantu Montoy, City Attorney  
Rebecca Klisch, City Clerk  
Yolanda Salazar, Assistant City Clerk

**(8:30 A.M.) JOINT MEETING WITH THE REDEVELOPMENT AGENCY** )

**APPROVE AGENCY MINUTES OF FEBRUARY 9, 1999** )

On motion of Councilmember Bredefeld, seconded by Councilmember Quintero, duly carried, **RESOLVED**, the Agency minutes of February 9, 1999, approved as submitted.

**AGENCY CONSENT CALENDAR:**

**(“A”)** CONSIDER RESOLUTION FINDING THAT ALL COUNCIL-ADOPTED )  
PROCEDURES WERE FOLLOWED IN ELECTING THE PROJECT AREA )  
COMMITTEE FOR THE PROPOSED CENTRAL CITY COMMERCIAL )  
REVITALIZATION REDEVELOPMENT PROJECT, AND CONFIRMING )  
ELECTED MEMBERS (*COUNCIL ACTION*)

**1. RESOLUTION NO. 99-49 - MAKING A FINDING OF CONFORMITY IN THE** )  
**ELECTION OF THE CENTRAL CITY COMMERCIAL REVITALIZATION** )  
**PROJECT AREA COMMITTEE AND CONFIRMING THE MEMBERS OF THE** )  
**PROJECT AREA COMMITTEE**

**(“B”) RESOLUTION NO. 1509 - ACCEPTING THE PRELIMINARY PLAN** )  
**WITH REVISED BOUNDARIES FOR THE AIRPORT AREA REVITALIZATION** )  
**REDEVELOPMENT PROJECT AND AUTHORIZING FILING WITH THE** )  
**STATE BOARD OF EQUALIZATION AND APPROPRIATE TAXING OFFICIALS** )  
**(AGENCY ACTION)** )

**133-91**

**2/23/99**

**(“C”) RESOLUTION NO. 1510 - ACCEPTING THE PRELIMINARY PLAN** )

WITH REVISED BOUNDARIES FOR THE CENTRAL CITY COMMERCIAL )  
REVITALIZATION REDEVELOPMENT PROJECT AND AUTHORIZING )  
FILING WITH THE STATE BOARD OF EQUALIZATION AND APPROPRIATE )  
TAXING OFFICIALS (AGENCY ACTION) )

**(“D”) JOINT RESOLUTION NO. 99-50 AND 1511 - DESIGNATING POSITIONS )**  
**WHICH SHALL BE SUBJECT TO THE CONFLICT OF INTEREST CODE AND )**  
**DEFINING CATEGORIES OF DISCLOSURE FOR SUCH POSITIONS )**  
**(COUNCIL AND AGENCY ACTION) )**

Chair Ronquillo noted Item **“E”** should also have been included in the Consent Calendar whereupon it was determined to hear that issue separately.

On motion of Councilmember Perea, seconded by Councilmember Bredefeld, duly carried, **RESOLVED**, the above entitled **CONSENT CALENDAR** hereby adopted, by the following vote:

Ayes : Boyajian, Bredefeld, Perea, Quintero, Steitz, Ronquillo  
Noes : None  
Absent : Mathys

**(“E”) RESOLUTION NO. 1512 - AUTHORIZING THE REDEVELOPMENT )**  
**AGENCY TO TRANSMIT THE DRAFT REDEVELOPMENT PLAN FOR THE )**  
**CENTRAL CITY COMMERCIAL REVITALIZATION REDEVELOPMENT )**  
**PROJECT TO THE PLANNING COMMISSION AND PROJECT AREA COM- )**  
**MITTEE FOR REVIEW (AGENCY ACTION) )**

Acting President Mathys arrived at 8:41 a.m. A motion and second to adopt the resolution was acted upon after brief discussion.

Director Fitzpatrick responded to questions of President Steitz and Councilmember Quintero relative to no City commitment, who the plan would be sent out to for review and comment, future notices/opportunity for input, and overall costs to move the project forward, with Councilmember Quintero requesting staff keep track and a running total of costs for all projects and include that information in future reports.

On motion of Councilmember Perea, seconded by President Steitz, duly carried, **RESOLVED**, the above entitled Agency Resolution No. 1512 hereby adopted, by the following vote:

Ayes : Boyajian, Bredefeld, Mathys, Perea, Quintero, Steitz, Ronquillo  
Noes : None  
Absent : None

**(“F”) REPORT ON THE FINANCIAL STRUCTURE OF THE REDEVELOPMENT )**  
**AGENCY AND CURRENT BALANCE SHEET ON EACH AGENCY PROJECT )**  
**SHOWING LIABILITIES AND INCOME GENERATED - ACTING PRESIDENT )**  
**MATHYS )**

Acting President Mathys noted staff’s memo reflected only bond debt and requested information on all other Agency liabilities, even though payment was not being received, so that he could achieve an overall number on City

and Redevelopment debt. Director Fitzpatrick advised staff would be bringing forth within 30 days the actual Controller's report which would submit to the State all bonded indebtedness as well as project-by-project area "paper" debt.

Brief discussion ensued and Mr. Fitzpatrick responded to questions of Chair Ronquillo relative to why the Agency was paying debt for certain City facilities, when the Municipal Corp. Yard debt would be paid off, and city street improvements funded with tax increment and if those debt payments went towards the Agency's debt. Chair Ronquillo requested information on street costs paid by the Agency and on any CDBG funds that have been used by the Agency in its semblance of debt.

Acting President Mathys stated debt was ever growing and the taxpayers had the right to eventually see the end of the tunnel, and reiterated his request for information on the amount owed and if that amount could be paid off. President Steitz requested information on assets as part of the balance sheet. There was no further discussion.

- - - -

The joint bodies adjourned at 8:56 a.m., and the City Council convened in regular session at 9:00 a.m.

Police Chief Winchester gave the invocation.

Councilmember Quintero led the Pledge of Allegiance to the Flag.

PERFORMANCE OF THE STAR SPANGLED BANNER BY MONTY )  
MONTANYA - ACTING PRESIDENT MATHYS )

Performed.

PROCLAMATION OF PAT CAFFREY DAY - COUNCILMEMBER BOYAJIAN )

Read and presented.

PROCLAMATION OF JAY CHENKIN DAY )

Read and presented.

PROCLAMATION OF RACE TO ERASE RACISM WEEK - MAYOR AND CITY )  
COUNCIL )

Read and presented.

PROCLAMATION OF RAPE COUNSELING SERVICE 25<sup>TH</sup> ANNIVERSARY )

Read and presented.

133-93  
COMMENDATIONS TO VOLUNTEERS OF THE CALIFORNIA POLICE CHIEFS )  
CONFERENCE - MAYOR PATTERSON )

2/23/99

Commendations made. (2 - 0)

RESOLUTIONS OF COMMENDATION TO THE EDISON HIGH SCHOOL )  
ACADEMIC DECATHLON TEAM )

Read and presented.

- - - -

Visiting students from Kings Canyon and Tehipite Middle Schools were recognized and welcomed.

APPROVE MINUTES OF FEBRUARY 9, 1999 )

On motion of Councilmember Bredefeld, seconded by Councilmember Perea , duly carried, RESOLVED,  
the minutes of February 9, 1999, approved as submitted.

- - - -

**APPROVE AGENDA:**

(5D) REQUEST FOR PRESENTATION AND REPORT BY POLICE CHIEF )  
WINCHESTER ON CURRENT PROCEDURES IN PLACE TO DEAL WITH )  
DOMESTIC VIOLENCE, AND IDENTIFY WAYS TO ASSIST IN EFFORTS )  
TO REDUCE THE OCCURRENCES OF DOMESTIC VIOLENCE IN OUR )  
COMMUNITY; REQUEST PRESENTATION AND REPORT INCLUDE )  
ADDITIONAL RESOURCES NEEDED FROM COUNCIL TO DEAL EFFEC- )  
TIVELY WITH THIS SERIOUS PROBLEM - COUNCILMEMBER BREDEFELD )

At the request of Councilmember Bredefeld and with Council consensus, the above issue laid over one week  
to March 2<sup>nd</sup> at 10:30 a.m., which time was subsequently changed to 3:00 p.m.

BIDDING PROCESS FOR THE WOODWARD PARK AREA TRAIL - )  
COUNCILMEMBER BREDEFELD )

Councilmember Bredefeld noted there was a possibility he would schedule in one week the issue of separating  
the bids south of Shepherd, and to discuss compiling and updating a trails plan in the Woodward Park area, and that  
he would advise staff.

(1A-6) RESOLUTION - APPROVING FUND TRANSFER AGREEMENT NO. )  
75A0045 FOR \$5,339,598.72 WITH CALTRANS FOR CAPITAL SUPPORT OF )  
THE NEW FRESNO INTERCITY RAIL STATION )

Laid over one week.

(10:30 A.M.) CONSIDER/APPROVE NAMING THE CONFERENCE CENTER )  
“THE ROBERT A. SCHOETTLER CONFERENCE CENTER” - COUNCILMEMBER )

QUINTERO )

Councilmember Quintero added a proclamation to the item. So noted.

CONGRATULATIONS TO ROSE MIRANDA, RISK MANAGEMENT, ON )  
5<sup>th</sup> ANNIVERSARY WITH THE CITY - COUNCILMEMBER QUINTERO )

Congratulations extended.

(5C) APPROVE AGREEMENT WITH THE FRESNO METROPOLITAN )  
FLOOD CONTROL DISTRICT FOR CONSTRUCTION OF STORM WATER )  
PUMP AT CEDAR AND HOLLAND AVENUES; AND AUTHORIZE THE )  
PUBLIC WORKS DIRECTOR TO SIGN ON BEHALF OF THE CITY - )  
PRESIDENT STEITZ )

Laid over one week at the direction of President Steitz.

CONFIRMATION OF 3/19/99, JOINT MEETING AT THE CONVENTION )  
CENTER WINE ROOM WITH THE COUNTY BOARD OF SUPERVISORS )  
AND CLOVIS CITY COUNCIL ON THE GENERAL PLAN - PRESIDENT )  
STEITZ )

Confirmation made.

CONFIRMATION OF UGM BOUNDARY WORKSHOP ON 3/9/99, AT )  
10:00 A.M. - PRESIDENT STEITZ )

Confirmation made.

On motion of Councilmember Perea, seconded by Councilmember Bredefeld, duly carried, RESOLVED, the  
**AGENDA** hereby approved, by the following vote:

Ayes	:	Boyajian, Bredefeld, Mathys, Perea, Quintero, Ronquillo, Steitz
Noes	:	None
Absent	:	None

- - - -

**ADOPT CONSENT CALENDAR:**

(1A-1) AUTHORIZE ACQUISITION OF SEVEN (7) AUTOMATIC EXTERNAL )  
DEFIBRILATORS FOR PLACEMENT AND USE IN CITY HALL )

133-95

2/23/99

(1A-2) APPROVE LEASE AMENDMENT NO. 1 WITH NATIONAL CAR )  
RENTAL SYSTEM, INC.; AND AUTHORIZE THE DIRECTOR OF TRANS- )

PORTATION TO EXECUTE THE SUBJECT AMENDMENT ON BEHALF OF )  
THE CITY )

(1A-3) APPROVE CARGO BUILDING LEASE AND AGREEMENT WITH )  
AMERICAN AIRLINES, INC.; AND AUTHORIZE THE DIRECTOR OF TRANS- )  
PORTATION TO EXECUTE THE LEASE AND AGREEMENT ON BEHALF )  
OF THE CITY )

(1A-4) AWARD A CONTRACT TO QUINN COMPANY IN THE AMOUNT )  
OF \$58,467.82 TO FURNISH AND INSTALL CATALYTIC CONVERTERS )  
AT PUMP STATIONS 1A AND 10A )

(1A-5) DECLARE THE TELEMETRY EQUIPMENT SURPLUS TO THE CITY'S )  
NEEDS; AND AUTHORIZE THE PURCHASING MANAGER TO DISPOSE OF )  
THE EQUIPMENT IN CONFORMANCE WITH FRESNO MUNICIPAL CODE )  
SECTION 3-202 )

(1A-8) AUTHORIZE THE DIRECTOR OF TRANSPORTATION TO EXECUTE )  
THE REQUIRED PREAPPLICATION AND SUBSEQUENT APPLICATION FOR )  
FEDERAL FUNDING ASSISTANCE UNDER AIP 3-06-0088-04 FOR AIRPORT )  
BEACON REPLACEMENT, DRAINAGE MASTER PLAN, PAVEMENT MANAGE- )  
MENT PLAN, AIRCRAFT RAMP RECONSTRUCTION (DESIGN AND CON- )  
STRUCTION), AND AIRFIELD ELECTRICAL SYSTEM UPGRADE FOR THE )  
FRESNO-CHANDLER DOWNTOWN AIRPORT; AND TO SUBMIT THE )  
DOCUMENTS TO THE FAA )

(1A-10) \*RESOLUTION NO. 99-51 - 48<sup>th</sup> AMENDMENT TO AAR 98-159 )  
ADJUSTING REVENUES AND APPROPRIATIONS IN VARIOUS FUNDS )  
TO PROVIDE FOR THE COMPLETION OF CAPITAL IMPROVEMENTS )  
THAT HAVE BEEN PREVIOUSLY APPROVED FOR FY 99 )

On motion of Councilmember Ronquillo, seconded by Councilmember Bredefeld, duly carried, RESOLVED,  
the above entitled **CONSENT CALENDAR** hereby adopted, by the following vote:

Ayes	:	Boyajian, Bredefeld, Mathys, Perea, Quintero, Ronquillo, Steitz
Noes	:	None
Absent	:	None

- - - -

SUSPENSION OF COUNCIL RULE RELATING TO UNSCHEDULED ORAL )  
COMMUNICATIONS )

On motion of Acting President Mathys, seconded by Councilmember Bredefeld, duly carried, RESOLVED,  
the Council Rule relative to hearing unscheduled oral communications at the end of the meeting hereby suspended,

by the following vote:

Ayes	:	Boyajian, Bredefeld, Mathys, Perea, Quintero, Ronquillo, Steitz
Noes	:	None
Absent	:	None

UNSCHEDULED ORAL COMMUNICATIONS:

APPEARANCE BY DEE BOYA, REPRESENTING NICK DEBEAR, INC., )  
REQUESTING A WRITTEN LETTER FROM STAFF SPECIFYING FINANCIAL )  
INFORMATION NEEDED BY STAFF FOR A PREVIOUSLY-APPROVED )  
IN-FILL PROJECT )

Request made by Ms. Boya. President Steitz stated there were a lot of discrepancies and differences of opinion on the issue and advised he was scheduling the issue in one week for Council consideration and action. There was no further discussion.

REQUEST FOR INFORMATION ON ACTION TAKEN BY THE CITY )  
RELATIVE TO THE SECURITY BANK BUILDING - COUNCILMEMBER )  
RONQUILLO )

Upon question, City Manager Reid confirmed the City was foreclosing on the deed of trust that secured several debts that had not been paid by the Security Bank building owner and explained. Councilmember Ronquillo questioned the legality of the action taken without Council approval, with City Attorney Montoy stating she would have to review the issue to determine if actions taken by the City Manager constituted legal proceedings. Brief discussion ensued on previous Council direction to proceed with remedies. President Steitz recommended the issue be scheduled on an upcoming agenda, whereupon Mr. Reid stated staff would schedule the issue in one week under General Administration.

- - - -

(5A) DIRECT CITY MANAGER, OR HIS DESIGNEE, TO RETURN BY 3/23/99, )  
WITH A TRAFFIC WARRANT STUDY OF VAN NESS AVENUE, FROM DIVISA- )  
DERO TO MCKINLEY AVENUES, AND WISHON/FULTON AVENUES FROM )  
DIVISADERO TO MCKINLEY; STUDY TO INCLUDE VOLUME, SPEED AND )  
ACCIDENT COUNT - COUNCILMEMBERS RONQUILLO AND BOYAJIAN )

Briefly reviewed by Councilmember Ronquillo who made a motion to approve direction as outlined. Councilmember Boyajian noted at issue was speed and that installation of stop signs might be a solution adding street conversion was not being pursued at this time. Upon question of President Steitz, City Manager Reid stated a warrant study would take 2-3 weeks.

from Divisadero to McKinley, and Wishon/Fulton Avenues from Divisadero to McKinley, with the study to include volume, speed and accident count, by the following vote:

Ayes	:	Bredefeld, Boyajian, Mathys, Perea, Quintero, Ronquillo, Steitz
Noes	:	None
Absent	:	None

- - - -

**(5B) \*RESOLUTION NO. 99-52 - 72<sup>nd</sup> AMENDMENT TO AAR 98-159 APPRO-** )  
**PRIATING \$200 FROM DISTRICT 2'S GENERAL INFRASTRUCTURE CAPITAL** )  
**BUDGET TO FUND THE H.O.O.D. PREVENTION PROGRAM - ACTING** )  
**PRESIDENT MATHYS** )

On motion of Acting President Mathys, seconded by Councilmember Boyajian, duly carried, RESOLVED, the above entitled Resolution No. 99-52 hereby adopted, by the following vote:

Ayes	:	Bredefeld, Boyajian, Mathys, Perea, Quintero, Ronquillo, Steitz
Noes	:	None
Absent	:	None

- - - -

**(5E) \*DIRECT CITY MANAGER, OR HIS DESIGNEE, TO INSTALL PAVEMENT** )  
**UNDULATIONS (SPEED BUMPS) IN EACH DIRECTION ON COLE AVENUE** )  
**BETWEEN AUDUBON AND MILLBROOK AVENUES - COUNCILMEMBER** )  
**BREDEFELD** )

Briefly reviewed by Councilmember Bredefeld who stated the situation on Cole Avenue had been a major problem, advised various remedies had been unsuccessful and speed bumps was the only remedy left to try, and made a motion to approve direction, which was seconded and acted upon after brief discussion.

Upon question of Acting President Mathys, Councilmember Bredefeld stated funding would come from his district budget. City Manager Reid advised of the City's warrant policy on speed bumps and recommended against installing speed bumps assuming warrants had not been met. Councilmember Ronquillo stated sometimes exceptions had to be made and stated his support. By unanimous consent, debate on the issue was closed.

On motion of Councilmember Bredefeld, seconded by Councilmember Ronquillo, duly carried, RESOLVED, the City Manager, or his designee, directed to install pavement undulations (speed bumps) in each direction on Cole Avenue between Audubon and Millbrook Avenues, by the following vote:

Ayes	:	Boyajian, Bredefeld, Mathys, Perea, Quintero, Ronquillo
Noes	:	Steitz
Absent	:	None

- - - -

**(5F) AMEND COUNCIL RULE #16(f) TO ALLOW EACH COUNCILMEMBER** )

OR INDIVIDUAL UP TO FIVE (5) MINUTES FOR HONORARY RESOLUTIONS, )  
COMMENDATIONS OR PROCLAMATIONS AT A COUNCIL MEETING - )  
PRESIDENT STEITZ )

Briefly reviewed by President Steitz who made a motion to amend the rule, which was seconded and acted upon after brief discussion.

Councilmember Ronquillo commented on the issue and citing the importance of honoring individuals advised he would try an alternate method of honoring students at their school campus among family and friends, and stated he would support the motion with some reluctance. President Steitz requested Council's support in enforcing the rule, if approved. Acting President Mathys commented on the importance and need to honor individuals. Councilmember Boyajian stated it would be difficult at times to comply with the time limit and emphasized discretion would have to be used.

On motion of President Steitz, seconded by Acting President Mathys, duly carried, RESOLVED, Council Rule No. 16(f) hereby amended to allow each Councilmember or individual up to five (5) minutes for honorary resolutions, commendations or proclamations at a Council meeting, by the following vote:

Ayes	:	Bredefeld, Mathys, Perea, Quintero, Ronquillo, Steitz
Noes	:	Boyajian
Absent	:	None

- - - -

**(5G)** DIRECT CITY MANAGER, OR HIS DESIGNEE, TO NEGOTIATE AND )  
EXECUTE A LEASE AGREEMENT WITH HAROLD SHERFY TO LEASE APN )  
436-183-18 FOR \$1.00 A YEAR, TO BE USED FOR THE NATIONAL SCIENCE )  
FOUNDATION PROJECT AT GRANNY'S PARK - COUNCILMEMBER PEREA )

Councilmember Perea thanked the Director of Parks and Recreation for all his efforts and made a motion to approve direction, which was seconded and acted upon after discussion.

Councilmember Ronquillo noted this was an extension of an existing program by the National Science Foundation (NSF) at Dickey Park and emphasized it was a resounding success and very beneficial to children.

City Manager Reid echoed Councilmember Ronquillo's comments, advised the City was trying to replicate the program at as many park sites in the City as possible, advised of promises not being met relative to funding from the NSF and the school district's commitment to improvements, and recommended staff return with a report on the lease with the property owners and possibly terms and conditions associated with the improvements and actions of the school district and NSF.

Brief discussion ensued on the term of the lease. **(3 - 0)** Parks and Recreation Director Primavera advised original discussion with the property owner was for a short term, 3-5 year lease, with an option for the City to purchase, with Councilmember Perea concurring and stating he wanted Council to give authority to Mr. Primavera this date to negotiate a 3-5 year lease, and to handle anything else administratively, adding he did not see the need for staff to return with a report.

such a document without seeing all terms and conditions adding if he had to, he would bring the lease back for consideration. Councilmember Ronquillo briefly left the meeting at 10:17 a.m.

Brief discussion ensued on the terms and cost, with Acting President Mathys stating his support for the direction and recommending the matter only come back to Council if and when the cost exceeded \$1.00 a year. City Manager Reid clarified although there had been some development on the property, funding promises to build a building were not happening and that staff would continue to work and try to obtain that funding and acquire land.

On motion of Councilmember Perea, seconded by Councilmember Bredefeld, duly carried, RESOLVED, debate on the issue hereby closed, by majority consent.

On motion of Councilmember Perea, seconded by Councilmember Bredefeld, duly carried, RESOLVED, the City Manager, or his designee, directed to negotiate a 3-5 year lease with an option to purchase, with Harold Sherfy, to lease APN 436-183-18 for \$1.00 a year, to be used for the National Science Foundation project located at Granny's Park, by the following vote:

Ayes	:	Boyajian, Bredefeld, Mathys, Perea, Quintero, Steitz
Noes	:	None
Absent	:	Ronquillo

Acting President Mathys clarified the whole intent was to get the process moving forward.

- - - -

**(5H)** REQUEST UPDATE ON PROGRESS OF DOWNTOWN STADIUM, )  
WHEN FINAL DOCUMENTS WILL BE BROUGHT BEFORE THE COUNCIL, )  
AND STATUS RELATING TO THE PROGRESS AND IMPEDIMENTS )  
TOWARDS COMPLETING DOCUMENTS - COUNCILMEMBER BREDEFELD )

Councilmember Bredefeld commended the City Attorney and County officials, noted this was a very complex deal, acknowledged March 23<sup>rd</sup> was now the goal to receive documents, requested an update stating citizens had a right to know, and requested periodic updates thereafter. Councilmember Ronquillo returned to the meeting at 10:23 a.m.

City Attorney Montoy briefly reviewed the background of the issue and stated officials were working very hard and cooperatively on the December 1<sup>st</sup> deal, and advised a telephone conference was scheduled for Monday, March 1<sup>st</sup> and she would submit a progress report to Council after the call with weekly updates thereafter.

Acting President Mathys commended the City Attorney and requested (1) the entire cost for the stadium (land acquisition, infrastructure, legal fees, etc.) be made public; (2) that staff obtain a written loan commitment from the company issuing bonds, and (3) that officials refrain from going public with any new proposal or changes prior to Council consideration noting this would be more professional.

process. President Steitz reiterated he wanted plenty of time to review the documents once received and added he would schedule a special meeting after March 23<sup>rd</sup> if needed.

- - - -

**(10:30 A.M.) PROCLAMATION OF “ROBERT A. SCHOETTLER DAY”** )

Read and presented. On motion of Councilmember Quintero, seconded by Councilmember Perea, duly carried, RESOLVED, February 23<sup>rd</sup> hereby proclaimed “Robert A. Schoettler Day” by unanimous consent. Mr. Schoettler thanked Council and stated there were many, many others who should have been present and honored with him.

CONSIDER/APPROVE NAMING THE CONFERENCE CENTER “THE )  
ROBERT A. SCHOETTLER CONFERENCE CENTER” - COUNCILMEMBER )  
QUINTERO )

Councilmember Quintero reviewed the background of the issue, cited the vision of past Councilmembers that businesses would move north and leave downtown and that they saw the Convention Center as an anchor tenant in the downtown area, noted Mr. Schoettler was the catalyst in bringing everyone together to make the Convention Center a reality, made a motion to name the Conference Center the “Robert A. Schoettler Conference Center”, and read a letter from former Mayor Dan Whitehurst in support of the proposed naming, a copy of which is on file in the office of the City Clerk and was made part of the record.

Speaking in support of the motion were: Robert Groves, Jim Pardini, and Lloyd Kennedy, Executive Director, Fresno Convention and Visitor’s Bureau.

Council commented on and commended Mr. Schoettler for his vision, leadership, efforts, commitment to the City, and for his mark on the community.

On motion of Councilmember Quintero, seconded by Councilmember Perea, duly carried, RESOLVED, the Conference Center hereby named “The Robert A. Schoettler Conference Center”, by the following vote:

Ayes	:	Boyajian, Bredefeld, Mathys, Perea, Quintero, Ronquillo, Steitz
Noes	:	None
Absent	:	None

Mr. Schoettler expressed his thanks to Council.

- - - -

**RECESS - 10:56 A.M. - 11:02 A.M.**

(11:00 A.M.) HEARING ON PLAN AMENDMENT APPLICATION NO. A-98-23 )  
 AND REZONE APPLICATION R-98-40, FILED BY GEORGE BEAL, PROPERTY )  
 LOCATED AT 4204 E. OLIVE AVENUE )  
**1. RESOLUTION NO. 99-53 - AMENDING THE ROOSEVELT COMMUNITY** )  
**PLAN** )  
**2. BILL NO. B-10 - ORDINANCE NO. 99-10 - AMENDING THE OFFICIAL** )  
**ZONE MAP TO REZONE FROM R-1, R-2, C-1 AND C-6 TO C-6** )

President Steitz announced the time had arrived to consider the issue and opened the hearing. Supervising Planner Beach reviewed the staff report as submitted.

Jim Logan, representing Applicant George Beal, briefly explained the project clarifying it was being moved from the northeast corner to the southeast corner and requested Council’s support.

Speaking in opposition to the project were: Karen Musson, representing the Roosevelt Implementation Committee (RIC), who filed a copy of their written opposition, which was made part of the record and is on file in the office of the City Clerk (**4 - 0**); and Sue Williams, RIC Member, who also requested a noise study.

George Beal, Applicant, 5816 E. Shields, briefly reviewed and spoke in support of the project.

Upon call, no one else wished to be heard and President Steitz closed the public testimony portion of the hearing.

Mr. Beach responded to issues of concern expressed and advised staff felt environmental effects had been mitigated thus the recommendation for approval.

Acting President Mathys and Councilmember Ronquillo spoke in support of the project citing the lack of, and need for, quality investments in the area. Mr. Beach responded to questions of Councilmember Perea relative to car wash hours of operation and alcohol sales, with Councilmember Perea stating the proposed use was appropriate for the area and would be an enhancement. A motion and second to approve staff’s recommendation was acted upon after additional discussion.

Mr. Beach and Ms. Williams responded to questions of Councilmember Bredefeld relative to noticing, surrounding uses and zoning, opposition from the RIC and number of members, requirements for car washes in certain zone districts, and absence of area residents this date. Councilmember Bredefeld stated due to the facts that the zoning being requested was to accommodate the applicant, the RIC opposed the project, and he experienced problems in his district, he could not support the project.

Mr. Beach and Mr. Beal responded to questions of Councilmember Boyajian relative to the noise study conducted by staff, type of car wash being proposed, noise study by an outside consultant and cost, comparison to staff’s study, and surrounding uses.

President Steitz noted the lack of attendance/opposition of area residents and stated his support, and emphasized relative to car washes, noise and not distance was the issue, and needed to be dealt with.

On motion of Councilmember Perea, seconded by Councilmember Ronquillo, duly carried, RESOLVED, the negative declaration for Environmental Assessment No. A-98-023, R-98-040 hereby approved; the above entitled Resolution No. 99-53 adopted; and the above entitled Bill No. B-10 adopted as Ordinance No. 99-10, by the following vote:

Ayes	:	Boyajian, Mathys, Perea, Quintero, Ronquillo, Steitz
Noes	:	Bredefeld
Absent	:	None

- - - -

PASSING OF OSCAR ROBINSON AND ALBERT RAMIREZ - COUNCIL- )  
MEMBER RONQUILLO )

Councilmember Ronquillo advised of the passing of community leaders Oscar Robinson and Albert Ramirez, and called for a moment of silence in their memory.

- - - -

(1A-7) \*RESOLUTION NO. 99-54 - 14<sup>th</sup> AMENDMENT TO PAR 98-160 ADDING )  
ONE POSITION TO THE FINANCE DEPARTMENT TO PROVIDE ACCOUNTING )  
SUPPORT FOR THE SIMPLE TIERED EQUITY PROGRAM (STEP) AND THE )  
EMPLOYMENT DEVELOPMENT PROGRAM (EDP) )

Councilmember Bredefeld commended the City Manager and Mayor on the programs stating they were very innovative and the exact direction for the City to take, with Acting President Mathys concurring.

On motion of Councilmember Bredefeld, seconded by President Steitz duly carried, RESOLVED, the above entitled Resolution No. 99-54 hereby adopted, by the following vote:

Ayes	:	Boyajian, Bredefeld, Mathys, Perea, Quintero, Ronquillo, Steitz
Noes	:	None
Absent	:	None

- - - -

(1A-9) \* RESOLUTION - 13<sup>TH</sup> AMENDMENT TO PAR 98-160 ADDING AND )  
DELETING CERTAIN POSITIONS IN THE PARKS, RECREATION AND )  
COMMUNITY SERVICES DEPARTMENT (CONVERTING PERMANENT )  
INTERMITTENT (P.I.) RECREATION LEADER POSITIONS TO PERMANENT )  
FULL-TIME POSITIONS) )

Councilmember Ronquillo noted a request by the employees union to pull the item for one week, with union representative Gene Zimmerman concurring stating the union had some concerns with the deletions and wanted time to review the matter and present a position paper.

On motion of Councilmember Ronquillo, seconded by Acting President Mathys, duly carried, RESOLVED, the above entitled matter tabled one week, by the following vote:

Ayes : Boyajian, Bredefeld, Mathys, Perea, Quintero, Ronquillo  
Noes : Steitz  
Absent : None

- - - -

(1A-11) AUTHORIZE EXECUTION OF A FIVE (5) YEAR LEASE AT )  
MANCHESTER CENTER FOR A SATELLITE UTILITY BILLING AND )  
COLLECTIONS OFFICE )

President Steitz stated he had a concern with the 5-year lease, noted \$147,000 had been budgeted and not \$200,000, and stated he would support a 1-year lease with an option to renew adding it was unknown how much usage the office would get.

Revenue Manager Major reviewed the lease as outlined in the staff report and along with City Attorney Montoy responded to questions of President Steitz relative to consequences of non-funding for the next fiscal year and current rental rates. Acting President Mathys and Councilmember Ronquillo stated their support citing the central location, the need to be “people friendly”, and citizen convenience.

City Manager Reid clarified language was included in the lease relative to termination due to non-appropriation, and advised 7 local merchants throughout the city were getting ready to accept utility payments and explained. Mr. Major responded to questions of President Steitz relative to transaction costs. (5 - 0)

Councilmember Perea expressed his support stating this would confirm Council’s commitment to take City services out to the people, commended staff, and made a motion to authorize execution of the five-year lease, which was seconded and acted upon after brief discussion. Mr. Major and Mr. Reid responded to questions of Councilmember Boyajian on improvements made by Manchester Center to accommodate the satellite office, costs, comparison of Manchester and City Hall rents, and reason for the 5-year lease term.

On motion of Councilmember Perea, seconded by Councilmember Perea, duly carried, RESOLVED, the Lease Agreement between U.S. Holdings, a California Limited Liability Company, and the City of Fresno, a Municipal Corporation, for office space located at Manchester Center as outlined in Attachment A of the staff report hereby approved; and the City Manager authorized to execute the agreement, by the following vote:

Ayes : Boyajian, Bredefeld, Mathys, Perea, Quintero, Ronquillo  
Noes : None  
Absent : None  
Abstain : Steitz

President Steitz directed staff provide monthly updates on usage of the satellite office.

- - - -

**LUNCH RECESS - 12:01 P.M. - 2:00 P.M.**

**CLOSED SESSION OF THE CITY COUNCIL:**

(A) CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION )  
GOVERNMENT CODE SECTION 54956.9, SUBDIVISION (b) - SIGNIFICANT )  
EXPOSURE TO LITIGATION - CASE NAMES: )  
1. MICHAEL WHITFIELD AKA MICHAEL MONROE V. CITY OF FRESNO )  
2. PATRIOT HOMES OF FRESNO; PATRIOT HOMES OF FRESNO II; PATRIOT )  
HOMES OF FRESNO III; DAVID SCHWARTZMAN, INDIVIDUALLY AND DBA )  
PATRIOT HOMES OF FRESNO, PATRIOT HOMES OF FRESNO II, AND )  
PATRIOT HOMES OF FRESNO III; AND PATRIOT HOMES, INC. V. CITY )  
OF FRESNO )

(B) CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - )  
GOVERNMENT CODE SECTION 54956.9, SUBDIVISION (a) - CASE NAME: )  
CITY OF FRESNO V. PATRIOT HOMES OF FRESNO, PATRIOT HOMES OF )  
FRESNO II, PATRIOT HOMES OF FRESNO III, DAVID SCHWARTZMAN, )  
INDIVIDUALLY AND DBA PATRIOT HOMES OF FRESNO, PATRIOT HOMES )  
OF FRESNO II, PATRIOT HOMES OF FRESNO III, AND PATRIOT HOMES, INC. )

**CLOSED SESSION OF THE REDEVELOPMENT AGENCY:**

(C) PUBLIC EMPLOYEE PERFORMANCE EVALUATION - GOVERNMENT )  
CODE SECTION 54957 - TITLE: EXECUTIVE DIRECTOR OF THE REDE- )  
VELOPMENT AGENCY - COUNCILMEMBER QUINTERO )

The City Council and Redevelopment Agency met in closed session in Room 2125 at the hour of 2:00 p.m. to consider the above issues and adjourned thereafter.

- - - -

**ADJOURNMENT** )

There being no further business to bring before the Council, the hour of 2:30 p.m. having arrived and hearing no objections, President Steitz declared the meeting adjourned.

DATED this 1<sup>st</sup> day of March, 1999.

\_\_\_\_\_  
Ken Steitz, Council President

ATTEST: \_\_\_\_\_  
Yolanda Salazar, Assistant City Clerk